

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION,
TUESDAY _____, JANUARY 14, 1969.

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chamber Tuesday
evening, January 14, A.D., 1969 in Regular Session. President
Herbert G. Tipton in the chair, and Fuad G. Bonahoom Clerk, at the desk,
present the following members 9 viz:

Adams ✓ Dunifon ✓ Fay ✓ Geake ✓ Nuckols ✓ Robinson ✓
Rousseau ✓ Steigerwald ✓ Tipton ✓.

Absent 0 viz: Councilman _____

The minutes of the last regular December 17, 1968 session having been delivered
to the Council, were, on Motion, approved as published.



City of Fort Wayne

HAROLD S. ZEIS
Mayor

COMMUNICATION FROM THE MAYOR

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Fay:

Today, December 20, 1968, I have approved the following ordinances passed by the Common Council at its regular meeting on December 17, 1968:

(Bill No. Z-68-09-10)

ZONING MAP ORDINANCE NO. Z-58-68

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. EE-14.

(Bill No. Z-68-10-32)

ZONING MAP ORDINANCE NO. Z-59-68

AN ORDINANCE amending the City of Fort Wayne Zoning Maps Nos. FF-3 and FF-5.

(Bill No. Z-68-11-19)

ZONING MAP ORDINANCE NO. Z-60-68

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. BB-7.

(Bill No. S-68-12-01)

SPECIAL ORDINANCE NO. S-178-68

AN ORDINANCE approving an Agreement with JOHN N. PICHON, JR., Trustee in Reorganization of DIVERSIFIED UTILITIES, INC. for sewage treatment in portions of St. Joseph Township.

(Bill No. S-68-12-02)

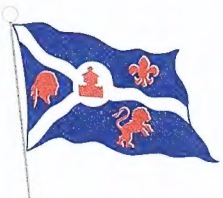
SPECIAL ORDINANCE NO. S-179-68

AN ORDINANCE approving an Agreement with JOHN N. PICHON, JR., Trustee in Reorganization for DIVERSIFIED UTILITIES, INC. for sewage treatment in portions of Ab oite and Wayne Townships.

(Bill No. S-68-12-03)

SPECIAL ORDINANCE NO. S-180-68

AN ORDINANCE approving an Agreement with JOHN N. PICHON, JR., Trustee in Reorganization of CLEARWATER UTILITIES, for sewage treatment in portions of Washington Township.



MADE A MATTER OF RECORD

DATE 1-14-69 FUAD G. DONAHOO, CITY CLERK

(Bill No. S-68-12-04)

SPECIAL ORDINANCE NO. S-181-68

AN ORDINANCE approving Sewer Agreement between WALTER E. RODENBECK and EMMA RODENBECK and CITY OF FORT WAYNE for construction of Sanitary Sewer for Rodenbeck's 7th Addition.

(Bill No. S-68-12-05)

SPECIAL ORDINANCE NO. S-182-68

AN ORDINANCE approving a contract with EXIDE INDUSTRIAL MARKETING, ESB., INC. for Batteries, Hydrometer Balls and Racks for the Electrical Engineering Department.

(Bill No. S-68-12-06)

SPECIAL ORDINANCE NO. S-183-68

AN ORDINANCE approving a certain bid document between City of Fort Wayne and GRIFFITH'S HARLEY-DAVIDSON SALES AND SERVICE for four motorcycles for the Police Department.

(Bill No. S-68-12-07)

SPECIAL ORDINANCE NO. S-184-68

AN ORDINANCE approving a certain bid document between City of Fort Wayne and GRIFFITH'S HARLEY-DAVIDSON SALES AND SERVICE for two 3-wheel motorcycles for Board of Public Works.

(Bill No. S-68-12-08)

SPECIAL ORDINANCE NO. S-185-68

AN ORDINANCE approving a proposal to purchase Real Estate located at 507 E. Wallace Street from L. Freiburger Company.

(Bill No. G-68-12-15)(Amended)

GENERAL ORDINANCE NO. G-43-68

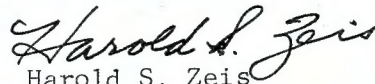
AN ORDINANCE concerning fire lanes, declaring a nuisance, amending the Municipal Code, and fixing penalties.

(Bill No. R-68-12-17)

RESOLUTION NO. R-29-68

RESOLUTION authorizing payments for repairs to City-owned property.

Respectfully submitted,


Harold S. Zeis
Mayor.

City of Fort Wayne

CITY PLAN COMMISSION
425 S. Calhoun Street

January 14, 1969

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City Hall
Fort Wayne, Indiana

Gentlemen and Mrs. Fay:

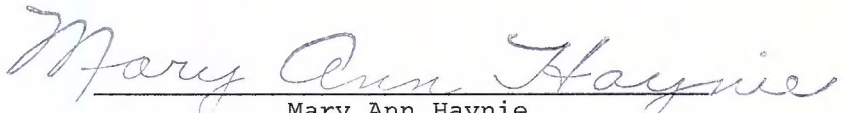
Attached hereto is a resolution for the vacation of right-of-way at Bass and Leesburg Roads and for a portion of an alley east from Spy Run Avenue along with a recommendation of the City Plan Commission on an ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-68-10-35

Respectfully submitted,

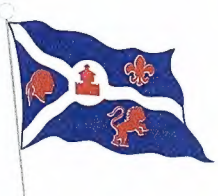
CITY PLAN COMMISSION

Certified and signed this
14th day of January 1969.


Mary Ann Haynie
Secretary

MADE A MATTER OF RECORD

DATE 1-14-69 FUAD G. DONAHUE, CITY CLERK



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 22, 1968, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-68-10-35; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

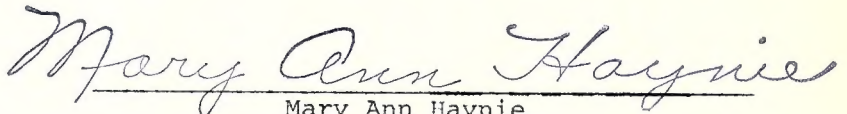
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 18, 1968;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 16, 1968.

Certified and signed this
10th day of January 1969.



Mary Ann Haynie
Secretary

RESOLUTION FOR VACATION OF RIGHT-OF-WAY
AT THE NORTHWEST CORNER OF BASS ROAD AND LEESBURG ROAD

WHEREAS, the owners of the real estate described as Lot No. 5 Felger's Addition, more commonly known as 3519 Leesburg Road, located in Allen County, Indiana, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of a certain right-of-way over a part of the above-described real estate, said right-of-way being more particularly described as follows:

A Part of the Southwest Quarter of Section 33, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows: Commencing at the Southwest corner of Lot #5 in the Walter Felger Addition, said point being located on the North right-of-way line of the Bass Road, said right-of-way line being located 33 feet North of the South line of the Southwest quarter of Section 33, Township 31 North, Range 12 East; thence East along the said North right-of-way line of the Bass Road a distance of 110.1 feet to the point of beginning; thence in a northerly direction a distance of 57.2 feet along an arc having a radius of 25 feet to a point located on the West right-of-way line of the Leesburg Road, said point being located 33 feet from the centerline of the said Leesburg Road; thence Northwesterly along the said West right-of-way line of Leesburg Road a distance of 0.80 feet; thence perpendicular to the said right-of-way line of the Leesburg Road a distance of 3 feet; thence Southeasterly 30 feet from and parallel to the centerline of the Leesburg Road a distance of 30 feet; thence Southwesterly a distance of 25 feet to a point located 32.5 feet North of the centerline of the Bass Road also being the said South line of Section 33; thence West 32.5 feet from and parallel to the said centerline of the Bass Road a distance of 28.4 feet; thence North a distance of 0.50 feet to the point of beginning, containing 0.0127 acres of land more or less,

all in accordance with Section 44, Chapter 174, of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stats. 53-744 (Burns 1964 Repl. Ed.); and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on the 16th day of December, 1968, at 4:30 o'clock p.m., and, at such hearing, there were no objections

of any kind or character which should prevent the vacation of the above-described right-of-way;

NOW, THEREFORE, be it resolved by the Fort Wayne City Plan Commission that the vacation of the above-described right-of-way conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Allen County, Indiana, and meets with the approval of the Allen County Highway Department and the Allen County Highway Engineering Department; and;

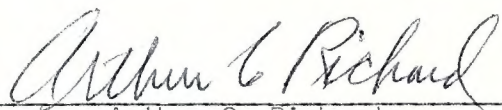
BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said right-of-way is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of rights-of-way in Fort Wayne, Indiana, with the recommendation that the action taken by this Commission be approved.

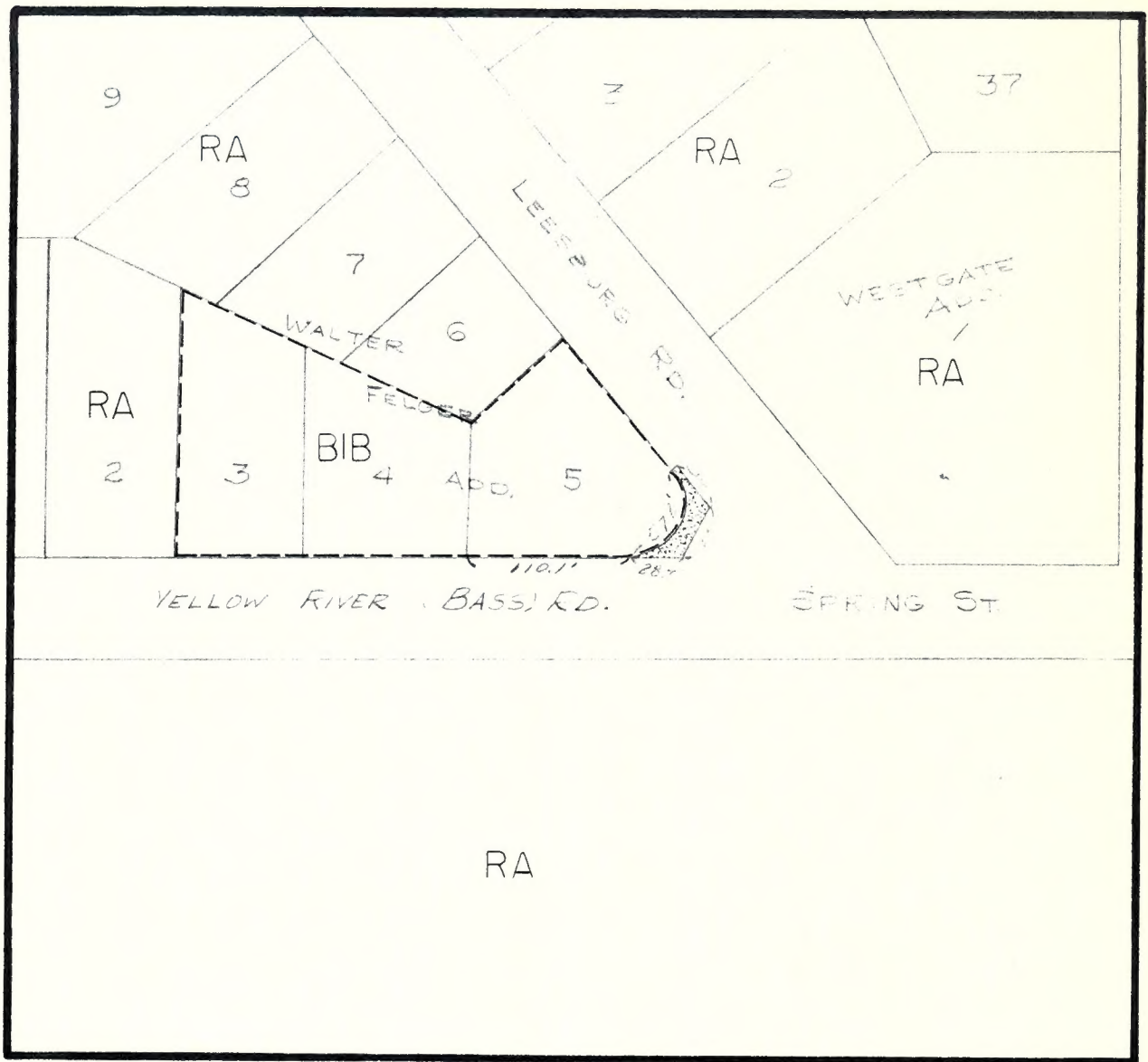
FORT WAYNE CITY PLAN COMMISSION

By: (signature below)
Arthur C. Richard, Chairman

I, Arthur C. Richard, Chairman of the Fort Wayne City Plan Commission, do hereby certify that the above and foregoing is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on the 16th day of December, 1968, and as the same appears in the official records of said City Plan Commission, dated the 16th day of December, 1968.



Arthur C. Richard



PORTION OF R/W TO BE VACATED





City of Fort Wayne

BOARD OF PUBLIC SAFETY

COMMUNICATION FROM BOARD OF PUBLIC SAFETY

December 19, 1968

President of the Common Council
City of Fort Wayne, Indiana

Dear Sir:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions number 69-68/D and 70-68/E.

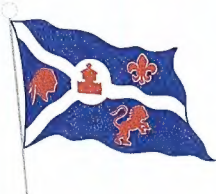
For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate same into the minutes of the next Common Council Meeting.

Respectfully submitted,

Melvin H. Heckman, Chairman
BOARD OF PUBLIC SAFETY

BY: 
George W. Bormuth, Exec. Sec'y.

mb




MADE A MATTER OF RECORD
DATE 1-14-69 FUAD G. BONAH DON, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 69-68 /D) & 70-68/E

I hereby certify that I did this 19th day of December, 1968 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 69-68/D & 70-68/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.



EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 69-68/D

(Adopted December 18, 1968)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961. authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to restrict parking near hazardous or congested places

_____; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 18, 1968, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby ordered, effective December 18, 1968, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. No Parking - Emergency Vehicles Only:

1. Wallace Street - north side - from 30' east of Lafayette St. to 50' east thereof.

REGULATORY RESOLUTION NO. 70-68/E

(Adopted December 18, 1968)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to no parking, no parking 8:00 A.M. to 5:00 P.M. week days, 2-hour parking 8:00 A.M. to 6:00 P.M. and deletion of 90 minute parking 8:00 A.M. to 6:00 P.M. and deletion of 1-hour parking 8:00 A.M. to 6:00 P.M.; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 18, 1968, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective December 18, 1968, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. No Parking:

1. Barr Street - west side - from Wayne St. to Jefferson St.
2. Barr Street - east side - from Jefferson St. to Washington St

B. No Parking 8:00 A.M. to 5:00 P.M. Week Days:

1. Kentucky Avenue - west side - from 103' south of Tennessee Ave. to 132' south thereof.

C. 2-Hour Parking 8:00 A.M. to 6:00 P.M.:

1. Jacobs Street - north side - from 50' west of Penn Central R.R. to the alley west thereof.
2. Calhoun Street - both sides - from Leith St. to Pontiac St.

(over)

D. 90 Minute Parking 8:00 A.M. to 6:00 P.M.:

DELETE

1. Calhoun Street - both sides - from Leith St. to Pontiac St.

E. 1-Hour Parking 8:00 A.M. to 6:00 P.M.:

DELETE

1. Barr Street - west side - from Wayne St. to Jefferson St.
2. Barr Street - east side - from Jefferson St. to Wayne St.



City of Fort Wayne

BOARD OF PUBLIC SAFETY

COMMUNICATION FROM BOARD OF PUBLIC SAFETY

January 9, 1969

President of the Common Council
City of Fort Wayne, Indiana

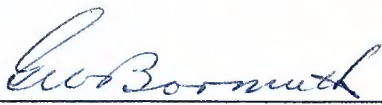
Dear Sir:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions number 1-69/D and 2-69/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate same into the minutes of the next Common Council Meeting.

Respectfully submitted,

Melvin H. Heckman, Chairman
BOARD OF PUBLIC SAFETY

BY: 
George W. Bormuth, Exec. Sec'y.

mb

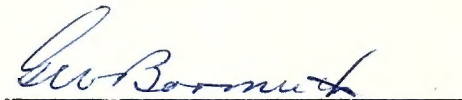


MADE A MATTER OF RECORD
DATE 1-14-69 FUAD G. BORMUTH, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 1-69 /D) & 2-69/E

I hereby certify that I did this 9th day of January, 1969 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 1-69/D & 2-69/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.



EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 1-69 /D

(Adopted January 8, 1969)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 & 122 of said chapter as so amended delegates to this Board authority to designate preferential intersections and designate
curb loading zones

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated January 8, 1969, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 & 122 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective January 8, 1969, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. Preferential Intersection:

1. Laverne Avenue - Preferential at Forest Avenue.

B. Passenger Loading Zone - Sundays & Holidays:

1. Clinton Court - west side - from 100' north of Rudisill Blvd. to 300' north thereof.

REGULATORY RESOLUTION NO. 2-69/E

(Adopted January 8, 1969)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to no parking

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated January 8, 1969, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective January 8, 1969, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. No Parking:

1. Harrison Street - west side - from Woodland Ave. to Pontiac St.
2. South Wayne Avenue - east side - from Home Ave. to Beechwood Dr.
3. College Street - west side - from Jones St. to alley north.
4. Putnam Street - north side - from St. Marys Ave. to Franklin Ave.